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Attorneys for Plaintiffs
STEVE TRACHSEL, an individual, SUN CITY
TOWERS, LLC, a California corporation,
THOMAS CIRRITO, an individual,
ATOCHA LAND, LLC, a Delaware limited liability
company, MICHAEL CIRRITO, an individual,
CIRRITO HOLDINGS, LLC, a Delaware limited
liability company, INDIVIDUALLY, AND ON
BEHALF OF ALL OTHERS SIMILARLY
SITUATED, AND ON BEHALF OF THE
GENERAL PUBLIC

E-FILED - 2/12/09

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

STEVE TRACHSEL, an individual, SUN CITY TOWERS, LLC, a California corporation, THOMAS CIRRITO, an individual, ATOCHA LAND, LLC, a Delaware limited liability company, MICHAEL CIRRITO, an individual, CIRRITO HOLDINGS, LLC, a Delaware limited liability company,
INDIVIDUALLY, AND ON BEHALF OF ALL OTHERS SIMILARLY SITUATED, AND ON BEHALF OF THE GENERAL PUBLIC.

CASE NO. C08 02248RMW

**STIPULATION AND [REDACTED]
ORDER TO EXTEND MEDIATION
DEADLINE**

Plaintiff,

V.

RONALD BUCHHOLZ, CHARICE FISCHER, DONALD ZELEZNAK, RDB DEVELOPMENT, LLC, a Nevada limited liability company, JONATHON VENTO, SOLOMON CAPITAL, LLC, a Nevada limited liability company, Z-LOFT, LLC, an Arizona limited liability company, KELLER WILLIAMS REALTY dba THE ZELEZNAK GROUP, an Arizona Corporation, GRACE CAPITAL, LLC dba

1 GRACE COMMUNITIES, an Arizona
2 limited liability company, KELLER
3 WILLIAMS REALTY, INC., a Texas
corporation, and DOES 1-50, inclusive,

4 Defendants.

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6 Plaintiffs STEVE TRACHSEL, SUN CITY TOWERS, LLC, THOMAS CIRRITO,
7 ATOCHA LAND, LLC, MICHAEL CIRRITO, CIRRITO HOLDINGS, LLC (“Plaintiffs”) and
8 Defendants SOLOMON CAPITAL, RONALD BUCHHOLZ, CHARICE FISCHER, DONALD
9 ZELEZNAK, RDB DEVELOPMENT, LLC, (“Solomon Defendants”), and JONATHON
10 VENTO, SOLOMON CAPITAL, LLC, Z-LOFT, LLC, KELLER WILLIAMS REALTY dba
11 THE ZELEZNAK GROUP, GRACE CAPITAL, LLC dba GRACE COMMUNITIES, (“Grace
12 Defendants”), through their respective, undersigned counsel, stipulate and request a continuance
13 of the last date to complete mediation.

14 WHEREAS an Order has not issued on the pending Motion to Dismiss the Grace
15 Defendants;

16 WHEREAS the pre-trial schedule and trial date have been set in this matter;

17 WHEREAS the last date to complete mediation is February 4, 2009;

18 WHEREAS there is presently pending an Application for Right to Attach Order
19 (“RTAO”) to be heard on February 13, 2009;

20 WHEREAS the parties have met and conferred and have agreed that at this time it is most
21 economical to postpone the last date to complete mediation for six months to July 17, 2009;

22 WHEREAS the parties have met and conferred and have agreed to Gilda Turitz of
23 Sideman & Bancroft as a mediator; and

24 The parties in the above-captioned matter, by and through their attorneys of record, hereby
25 stipulate to continue the last date to complete mediation from February 4, 2009 to July 17, 2009.

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Ropers Majeski Kohn & Bentley
A Professional Corporation
San Jose

1 IT SO STIPULATED.

2 Dated: February 5, 2009

ROPER, MAJESKI, KOHN & BENTLEY

4 TODD A. ROBERTS
5 JESSHILL E. LOVE
6 Attorneys for Plaintiffs
THOMAS CIRRITO and ATOCHA LAND,
LLC

7 Dated: February 25, 2009

8 Pinnacle Law Group

W. Schufeld

9 ANDREW A. AUGUST
10 WILLIAM W. SCHOFIELD
11 Attorneys for Defendants
12 RNC HOLDINGS, LLC; RONALD
13 BUCHHOLZ; and CHARICE FISCHER

14 Dated: February _____, 2009

15 GREENE, CHAUVEL, DESCALSO
16 & MINOLETTI

17 MICHAEL G. DESCALSO
18 Attorneys for Defendants
19 JONATHON VENTO, SOLOMON CAPITAL,
20 LLC, Z-LOFT, LLC, KELLER WILLIAMS
21 REALTY dba THE ZELEZNAK GROUP,
22 GRACE CAPITAL, LLC dba GRACE
23 COMMUNITIES

24 IT IS SO ORDERED.

25 Dated: _____, 2009

26 HONORABLE RONALD M. WHYTE
27 U.S. DISTRICT COURT JUDGE

Ropers Majeski Kohn & Bentley
A Professional Corporation
San Jose

1 IT SO STIPULATED.
2

Dated: February 5, 2009
3

ROPER, MAJESKI, KOHN & BENTLEY

4 TODD A. ROBERTS
5 JESSHILL E. LOVE
6 Attorneys for Plaintiffs
THOMAS CIRRITO and ATOCHA LAND,
LLC
7

8 Dated: February , 2009
9

PINNACLE LAW GROUP

10 ANDREW A. AUGUST
11 WILLIAM W. SCHOFIELD
12 Attorneys for Defendants
RNC HOLDINGS, LLC; RONALD
BUCHHOLZ; and CHARICE FISCHER

13 Dated: February 5, 2009
14

GREENE, CHAUVEL, DESCALSO
& MINOLETTI

15 MICHAEL G. DESCALSO
16 Attorneys for Defendants
17 JONATHON VENTO, SOLOMON CAPITAL,
18 LLC, Z-LOFT, LLC, KELLER WILLIAMS
19 REALTY dba THE ZELEZNAK GROUP,
GRACE CAPITAL, LLC dba GRACE
COMMUNITIES
20
21

IT IS SO ORDERED.

Dated: 2/12, 2009
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Ronald M. Whyte
23 HONORABLE RONALD M. WHYTE
U.S. DISTRICT COURT JUDGE
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